

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

NY-EXOTICS, INC.	)	<b>Cancellation No. 92/040976</b>
	)	
Petitioner ("Plaintiff")	)	<b>Registration No. 2,576,808</b>
	)	
vs.	)	<b>Mark: NY-EXOTICS.COM</b>
	)	
EXOTICS.COM, INC.	)	<b>REPLY TO STATUS REQUEST OF APRIL 4, 2006</b>
	)	<b>RE SUSPENSION</b>
Respondent ("Defendant")	)	<b>BY INTERLOCUTORY ATTORNEY,</b>
	)	<b>ANGELA LYKOS</b>

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Angela Lykos, Interlocutory Attorney  
United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

Dear Ms. Lykos:


Thank you for your reply to my telephone message inquiring about the form of response to your letter of April 4, 2006 in the matter captioned above. Per your message indicating that there was no specific form and that a straightforward statement re the relevant civil case would suffice, the status is as follows:

With regard to the California civil action (case no. BC 290511) for which the Board suspended the present cancellation proceeding, counsel for Plaintiffs in that action (Respondent's in this cancellation proceeding) has informed the undersigned that action has not yet been terminated or otherwise been finally determined, but that in fact terms have been negotiated for final settlement of that and other actions, that settlement is scheduled to be executed in June, 2006, and that the settlement provides for filing of a dismissal of the present cancellation proceeding now before the Board. In particular, the case is scheduled for an *OSC re: dismissal* on June 15, 2006 and it is expected that plaintiffs and defendants will file dismissals with prejudice of the complaint

and of the Maltin and London cross-complaints before that date to avoid the court appearance.

Dated: May 28, 2006

Very truly yours,

  
Michael M. Krieger  
Attorneys for Respondent/Registrant  
EXOTICS.COM, INC. a Nevada corp.  
EXOTICS.COM, INC. a Delaware corp.

### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this Reply to Status Request re Suspension is being served on Petitioner by deposit with the United States Postal Service on May 28, 2006 as first class mail in an envelope addressed to:

Jenkins & Gilchrist  
Attn: Cathryn A. Berryman  
1445 Ross Avenue, Suite 3200  
Dallas TX 75202-2799

  
Michael M. Krieger

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

on May 28, 2006

By: 

Michael M. Krieger